

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MARCH 24, 2008**

The City-County Council of Indianapolis, Marion County, Indiana, the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:02 p.m. on Monday, March 24, 2008, with President Cockrum presiding.

Councillor Cockrum led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Cockrum stated that he has received a letter of resignation from Councillor Andre Carson. He then instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

28 PRESENT: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn

A quorum of twenty-eight members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Pfisterer recognized former Indianapolis Metropolitan Police Department (IMPD) officer Roger Bowser from Wayne Township. Councillor Coleman introduced Cornell Burris, president of the local National Association of the Advancement of Colored People (NAACP), Chapter 3053. Councillor Hunter recognized eastside activist Bert Pettigrove. Councillor Brown introduced Olgen Williams, Deputy Mayor for Neighborhoods. Councillor Oliver recognized Bud Myers, Executive Director of the Indianapolis Housing Agency.

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OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, March 24, 2008, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Monroe Gray
President, City-County Council

March 5, 2008

TO PRESIDENT COCKRUM AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, March 7, 2008, a copy of a Notice of Public Hearing on Proposal Nos. 56, 92, 93 and 109, 2008, said hearing to be held on Monday, March 24, 2008, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Melissa Thompson
Clerk of the City-County Council

March 24, 2008

TO PRESIDENT COCKRUM AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Melissa Thompson, the following ordinances:

FISCAL ORDINANCE NO. 2, 2008 – appropriates \$156,000 in the 2008 Budget of the Department of Metropolitan Development (Federal Non-lapsing Grants and State Non-lapsing Grants Funds) to fund the purchase of supplies and equipment for the Indianapolis Brownfield Redevelopment Program and to fund electrical and natural gas services for businesses in the Indiana University Emerging Technologies Center, financed by an existing EPA Assessment Grant and a State of Indiana Technology Development Fund Grant

FISCAL ORDINANCE NO. 3, 2008 – appropriates \$460,000 in the 2008 Budget of the Department of Metropolitan Development (Federal Grants Fund) to fund capital repairs needed at the Indiana Theatre Building, financed by prior years' program income generated by Urban Development Action Grants

FISCAL ORDINANCE NO. 4, 2008 – appropriates \$240,487 in the 2008 Budget of the Indianapolis Metropolitan Police Department (IMPD, Federal Grants and Non-Lapsing Federal Grants Funds) for reimbursement of overtime for officers assigned to the US Marshal's Fugitive Task Force and for the following initiatives: Community Clergy, Fatal Alcohol Crash Team, Violent Crime Unit; Safe Driver, Walmart Community Policing and the Cold Case Initiative, financed by grants and a transfer between characters

FISCAL ORDINANCE NO. 6, 2008 – approves an appropriation of \$3,380,000 in the 2008 Budget of the Department of Public Works (Transportation General Fund) to fund the resurfacing design, inspection and construction of the streets used in 2007 as local detour routes for the Super 70 project, financed by reimbursements from the Indiana Department of Transportation

FISCAL ORDINANCE NO. 7, 2008 - approves an appropriation of \$9,000,000 in the 2008 Budget of the Department of Public Works (Transportation General Fund) to fund the construction of Phases 2 and 3 and the related project design costs for future phases of the downtown Cultural Trail, funded by a grant from the Central Indiana Community Foundation

Respectfully,
s/Gregory A. Ballard, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of March 3, 2008. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 144, 2008. The proposal, sponsored by Councillor Vaughn, recognizes the Sertoma Club of Broad Ripple on their 50th anniversary. Councillor Vaughn read the proposal and presented representatives with copies of the document and Council pins. Mike Chapman, Broad Ripple Sertoma Club, thanked the Council for the recognition. Councillor Vaughn moved, seconded by Councillor Cain, for adoption. Proposal No. 144, 2008 was adopted by a unanimous voice vote.

Proposal No. 144, 2008 was retitled SPECIAL RESOLUTION NO. 5, 2008, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 5, 2008

A SPECIAL RESOLUTION recognizing the Sertoma Club of Broad Ripple on their 50th Anniversary.

WHEREAS, SERTOMA, an acronym for “SERvice TO MAnkind”, is a leading service organization that was founded in 1912, and is comprised of many local clubs. Each individual club in North America consists of business and professional people, and has the goal of serving the local community by assisting people in need; and

WHEREAS, the Sertoma Club of Broad Ripple was chartered on March 20, 1958, with 31 members who decided to conduct Las Vegas-type casino parties as a way to raise funds to support the needs of their community. Approximately 50 parties are conducted annually; and

WHEREAS, at its outset, the Sertoma Club of Broad Ripple’s members selected Noble of Indiana to benefit from its support. Noble of Indiana provides a vast number of services and opportunities to over 2,000 adults and children with developmental disabilities, and remains the club’s main sponsorship with contributions totaling more than \$1.5 million through the years; and

WHEREAS, in 1991, the club added the Cranial-Facial Department of Riley Hospital for Children as a second major sponsorship, of which funds have been used to purchase specialized equipment for use in performing facial surgeries on children; and

WHEREAS, the Sertoma Club of Broad Ripple also sponsors essay contests, addressing the subject: “What Freedom Means to Me”, among local 6th grade school children each February during National Heritage Month. Essay winners and their sponsoring teachers are awarded U.S. Savings Bonds; and

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WHEREAS, each year, club members donate their own money to the Sertoma Foundation's annual fund drive, and the Broad Ripple club has consistently contributed the most money of all the clubs in the Sertoma organization; and

WHEREAS, the Sertoma Club of Broad Ripple's recent honors include: the Arc of Indiana's 2004 Development of the Arc Award; Noble of Indiana's 2004 President's Award; the Indiana Association of Fundraising Professionals' 2005 Outstanding Civic Organization in Indiana award; and in 2006, Noble's new facility was dedicated to the club for their lifetime contributions; and

WHEREAS, the club has held a solid membership of 115 people, earning its reputation as one of the largest and most successful clubs in Sertoma history; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes the Sertoma Club of Broad Ripple on 50 years of continued success.

SECTION 2. The Council heartily congratulates the club for earning its legacy in Indianapolis by consistently contributing both money and time to the needs of the people in its community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 145, 2008. The proposal, sponsored by Councillors Nytes, Brown and McQuillen, recognizes Joe Cooper and his many accomplishments through the Marion County Indy Reads program. Councillor Nytes read the proposal and presented Mr. Cooper with a copy of the document and a Council pin. Mr. Cooper thanked the Council for the recognition and introduced his relatives in attendance. Councillor Nytes moved, seconded by Councillor Brown, for adoption. Proposal No. 145, 2008 was adopted by a unanimous voice vote.

Proposal No. 145, 2008 was retitled SPECIAL RESOLUTION NO. 6, 2008, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 2008

A SPECIAL RESOLUTION recognizing Joe Cooper and his many accomplishments through the Marion County Indy Reads Program.

WHEREAS, approximately 12 years ago, Joe Cooper was unable to spell his last name, he was homeless and living on the streets, collecting disability, and unemployed due to his illiteracy problem; and

WHEREAS, at age 39, in response to his inability to read above a Kindergarten grade level, Mr. Cooper's life was changed when he entered the Downtown library and asked someone to help him learn to read; and

WHEREAS, Librarian, Susan Smith, informed Mr. Cooper about the Indy Reads Program and became his tutor, teaching him two times a week to spell, write and read; and

WHEREAS, the Indy Reads program was founded in 1984 by several librarians and a group of community activists and serves Marion County adults 18 years of age or older who read at or below the sixth grade level or who are learning English as a second language; and

WHEREAS, according to the National Assessment of Adult Learning, it is estimated that more than 100,000 of Marion County's adult population is functionally illiterate - defined as reading below a sixth grade level - and are unable to address an envelope, read a prescription, order from a menu, read the newspaper, or fill out a job application; and

WHEREAS, after three years in the Indy Reads program, Mr. Cooper now reads at an eighth grade level and works at the Downtown Indianapolis-Marion County Library. He returns to the streets to encourage other homeless individuals to never give up on their dreams; and

WHEREAS, Mr. Cooper has gained self-respect, obtained an operator's license, purchased a vehicle, recently gotten married, and gone from homelessness to homeownership, where he displays his reading awards and acknowledges that his third grade diploma has opened many doors and changed his attitude and outlook on life; and

WHEREAS, Mr. Cooper gives back to the community by speaking at all of Indy Reads new volunteer training sessions, at local schools, and for other community groups about his experiences; and

WHEREAS, more recently, Mr. Cooper won the Human Achievement Award at the Center for Leadership Development's 28th Annual Minority Business and Professional Achievers Recognition Awards Dinner; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Joe Cooper on his many accomplishments and wishes him much success in all his future endeavors.

SECTION 2. The Council congratulates Mr. Cooper on his most recent accomplishment, with the help of Susan Smith, of writing his biography entitled "Day Dreamer to Dream Catcher", in which he encourages everyone to successfully reach for their dreams.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 146, 2008. The proposal, sponsored by Councillors Hunter, Pfisterer and Lutz, expresses the House of Representatives' appeal to establish a "Welcome Home, Vietnam Veterans Day." Councillors Lutz and Pfisterer read the proposal and presented representatives with copies of the document and Council pins. Paul Caughley thanked the Council for the recognition. Councillor Hunter moved, seconded by Councillor Lutz, for adoption. Proposal No. 146, 2008 was adopted by a unanimous voice vote.

Proposal No. 146, 2008 was retitled SPECIAL RESOLUTION NO. 7, 2008, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 7, 2008

A SPECIAL RESOLUTION expressing the House of Representatives' appeal to establish a "Welcome Home Vietnam Veterans Day."

WHEREAS, the Vietnam War was fought in Vietnam from 1961 to 1975, and involved North Vietnam and the Viet Cong in conflict with the United States Armed Forces and South Vietnam; and

WHEREAS, the United States became involved in Vietnam because policy-makers in the United States believed that if South Vietnam fell to a Communist government, Communism would spread throughout the rest of Southeast Asia; and

WHEREAS, members of the United States Armed Forces began serving in an advisory role to the South Vietnamese in 1961; and

WHEREAS, as a result of the Gulf of Tonkin incidents on August 2 and 4, 1964, Congress overwhelmingly passed the Gulf of Tonkin Resolution (Public Law 88-408), on August 7, 1964, which effectively handed over war-making powers to former President Lyndon Johnson until such time as 'peace and security' had returned to Vietnam; and

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WHEREAS, in 1965, the ground combat units of the United States Armed Forces arrived in Vietnam, and by the end of 1965 there were 80,000 U.S. troops in Vietnam, reaching a peak of approximately 543,000 troops by 1969; and

WHEREAS, on January 27, 1973, the Treaty of Paris was signed, which required the release of all United States prisoners-of-war held in North Vietnam and the withdrawal of all United States Armed Forces from South Vietnam. The withdrawal of combat troops was completed on March 30, 1973; and

WHEREAS, more than 58,000 members of the U.S. Armed Forces lost their lives in Vietnam and more than 300,000 members were wounded. In 1982, the Vietnam Veterans Memorial was dedicated in the District of Columbia to commemorate those members who died or were declared missing-in-action in Vietnam; and

WHEREAS, the Vietnam War was an extremely divisive issue among the people of the United States, and upon returning home, members of the Armed Forces, who served bravely and faithfully during the war, were caught up in the crossfire of public debate about the United States' involvement in the Vietnam War; and

WHEREAS, establishing March 30 as "Welcome Home Vietnam Veterans Day" would be an appropriate way to honor those members of the United States Armed Forces who served during the Vietnam War; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes that it is the desire of the House of Representatives to establish a "Welcome Home Vietnam Veterans Day" honoring those members of the U.S. Armed Forces who served in Vietnam.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 159, 2008. The proposal, sponsored by Councillor Vaughn, agrees to support and provide resources necessary for the City of Indianapolis to host the Super Bowl. Councillor Vaughn read the proposal and moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 159, 2008 was adopted by a unanimous voice vote.

Proposal No. 159, 2008 was retitled SPECIAL RESOLUTION NO. 8, 2008, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 2008

PROPOSAL FOR A SPECIAL RESOLUTION agreeing to support and provide resources necessary for the City of Indianapolis to host the Super Bowl.

WHEREAS, the National Football League (the "League") owns, produces and controls the annual professional football championship game known as the "Super Bowl", one of the most prestigious national annual sporting events held in this country; NFL Properties LLC ("NFLP" or together with the League and other League affiliates, the "NFL") owns, produces and controls the "NFL Experience," and owns, produces and controls certain other events associated with the Super Bowl ("Official Events"); and

WHEREAS, the Consolidated City of Indianapolis-Marion County ("City of Indianapolis") is desirous of hosting Super Bowl XLVI and has within its jurisdiction facilities and their premises, access roads, thoroughfares and other areas which may be used for the purposes of organizing, financing, promoting, accommodating, staging and conducting Super Bowl XLVI and its related Official Events;

WHEREAS, hosting the Super Bowl and related Official Events will generate goodwill, enhance the worldwide renown and prestige of the City of Indianapolis, create jobs and produce substantial beneficial economic and fiscal activity in Indianapolis and the State of Indiana; and

WHEREAS, the NFL has requested a declaration of support from the City of Indianapolis and certain guarantees concerning the performance of reasonably necessary governmental services in connection with the Super Bowl and related Official Events as part of the formal bid made by the City of Indianapolis to be designated as a site for Super Bowl XLVI; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City of Indianapolis welcomes Super Bowl XLVI and related Official Events to its jurisdiction and to that end declares its full support of the efforts of Indianapolis 2012, Inc. to have Indianapolis selected as the site for Super Bowl XLVI.

SECTION 2. Upon designation of Indianapolis as a site for Super Bowl XLVI, and at all times thereafter, the City of Indianapolis, Marion County, and their agencies, departments and personnel ("City"), agree to provide all governmental services and support reasonably necessary to the success of Super Bowl XLVI and related Official Events within its jurisdiction (whether, recognizing the uniqueness and extraordinary scope of the Super Bowl, such services and support are below, equal to or beyond the normal level and range of governmental services usually provided for events held within the jurisdiction), all at no cost, expense or liability to the NFL or the two participating NFL Clubs (the "Teams") and that neither the NFL, the Teams, nor any director, shareholder, officer, agent, employee or other representative of the NFL or the Teams shall be held accountable for or incur any financial responsibility or liability of any kind or nature whatsoever in connection with the governmental services and support planned and/or provided by the City relating to Super Bowl XLVI and related Official Events, but in appropriate circumstances, Indianapolis 2012, Inc. or an organization designated by Indianapolis 2012, Inc. may be asked to pay those filing and/or permitting fees normally paid to the City by the general public.

SECTION 3. The City of Indianapolis will actively protect against unauthorized promotional activities during the two weeks prior to and through the week following Super Bowl XLVI which detract from, or interfere with, the promotional activities of the NFL in connection with the Super Bowl game.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 14, 2008. Councillor Cardwell reported that the Economic Development Committee heard Proposal No. 14, 2008 on March 19, 2008. The proposal, sponsored by Councillor Cardwell, nominates Terry Dilk for appointment to the Beech Grove Economic Development Commission. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cardwell moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 14, 2008 was adopted on the following roll call vote; viz:

26 YEAS: Bateman, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Scales, Smith, Speedy, Vaughn
1 NAY: Sanders
1 NOT VOTING: Brown

Proposal No. 14, 2008 was retitled COUNCIL RESOLUTION NO. 38, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 38, 2008

A COUNCIL RESOLUTION nominating Terry Dilk for appointment to the Beech Grove Economic Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Beech Grove Economic Development Commission, the Council nominates:

Terry Dilk.

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SECTION 2. The nomination made by this resolution is for a term ending February 1, 2012. The person appointed by this resolution shall serve at the pleasure of the Council and until a successor is appointed and qualified.

PROPOSAL NO. 62, 2008. Councillor Day reported that the Parks and Recreation Committee heard Proposal No. 62, 1008 on March 6, 2008. The proposal, sponsored by Councillors Day and McHenry, appoints Matthew T. Klein to the Indianapolis Greenways Development Committee. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Day moved, seconded by Councillor McQuillen, for adoption. Proposal No. 62, 2008 was adopted on the following roll call vote; viz:

27 YEAS: Bateman, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:
1 NOT VOTING: Brown

Proposal No. 62, 2008 was retitled COUNCIL RESOLUTION NO. 39, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 39, 2008

A COUNCIL RESOLUTION appointing Matthew T. Klein to the Indianapolis Greenways Development Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis Greenways Development Committee, the Council appoints:

Matthew T. Klein

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2011. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and qualifies.

PROPOSAL NO. 71, 2008. Councillor Lutz reported that the Rules and Public Policy Committee heard Proposal No. 71, 2008 on March 12, 2008. The proposal, sponsored by Councillor Speedy, approves the Mayor's appointment of Nicholas Weber as Deputy Mayor of Economic and Workforce Development. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Lutz moved, seconded by Councillor Vaughn, for adoption. Proposal No. 71, 2008, as amended, was adopted on the following roll call vote; viz:

27 YEAS: Bateman, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:
1 NOT VOTING: Brown

Proposal No. 71, 2008, as amended, was retitled COUNCIL RESOLUTION NO. 40, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 40, 2008

A COUNCIL RESOLUTION approving the Mayor's appointment of Nicholas Weber as Deputy Mayor of Economic and Workforce Development for a term ending December 31, 2008, and until a successor is appointed and confirmed.

WHEREAS, pursuant to IC 36-3-5-2 and Section 201-4 of the "Revised code of the Consolidated City and County," a mayoral appointment of Deputy Mayor is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Nicholas Weber to serve as Deputy Mayor of Economic and Workforce Development at his pleasure for a term ending December 31, 2008; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Nicholas Weber is approved and confirmed by the City-County Council to serve as Deputy Mayor of Economic and Workforce Development for a term ending December 31, 2008, and until a successor is appointed and confirmed.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal Nos. 73, 74, and 78-80, 2008 on March 4, 2008. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 73, 2008. The proposal, sponsored by Councillor Pfisterer, appoints Christine Scales to the Space Allocation Committee. PROPOSAL NO. 74, 2008. The proposal, sponsored by Councillor Pfisterer, appoints Christine Scales to the Audit Committee. PROPOSAL NO. 78, 2008. The proposal, sponsored by Councillor Pfisterer, reappoints Jackie Nytes to the City-County Internal Audit Committee. PROPOSAL NO. 79, 2008. The proposal, sponsored by Councillor Pfisterer, reappoints Beth White to the Information Technology Board. PROPOSAL NO. 80, 2008. The proposal, sponsored by Councillor Pfisterer, reappoints Michael Rodman to the Information Technology Board. By unanimous votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Pfisterer moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 73, 74 and 78-80, 2008 were adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 73, 2008 was retitled COUNCIL RESOLUTION NO. 41, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 2008

A COUNCIL RESOLUTION appointing Christine Scales to the Space Allocation Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Space Allocation Committee, the Council appoints:

Christine Scales

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SECTION 2. The person appointed by this resolution shall serve at the pleasure of the Council.

Proposal No. 74, 2008 was retitled COUNCIL RESOLUTION NO. 42, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 2008

A COUNCIL RESOLUTION appointing Christine Scales to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Audit Committee, the Council appoints:

Christine Scales

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 78, 2008 was retitled COUNCIL RESOLUTION NO. 43, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 2008

A COUNCIL RESOLUTION re-appointing Jackie Nytes to the City-County Internal Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-County Internal Audit Committee, the Council re-appoints:

Jackie Nytes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 79, 2008 was retitled COUNCIL RESOLUTION NO. 44, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 2008

A COUNCIL RESOLUTION re-appointing Beth White to the Information Technology Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Technology Board, the Council re-appoints:

Beth White

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and until her successor is appointed and qualifies.

Proposal No. 80, 2008 was retitled COUNCIL RESOLUTION NO. 45, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 45, 2008

A COUNCIL RESOLUTION re-appointing Michael Rodman to the Information Technology Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Technology Board, the Council re-appoints:

Michael Rodman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and qualifies.

Councillor Cardwell reported that the Economic Development Committee heard Proposal Nos. 83 and 84, 2008 on March 19, 2008. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 83, 2008. The proposal, sponsored by Councillor Cardwell, appoints Jeffrey Congdon to the Ft. Benjamin Harrison Reuse Authority. PROPOSAL NO. 84, 2008. The proposal, sponsored by Councillor Cardwell, appoints Randall Faulkner to the Indianapolis City Market Corporation Board. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Cardwell moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 83 and 84, 2008 was adopted on the following roll call vote; viz:

28 YEAS: *Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn*
0 NAYS:

Proposal No. 83, 2008 was retitled COUNCIL RESOLUTION NO. 46, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 2008

A COUNCIL RESOLUTION appointing Jeffrey Congdon to the Ft. Benjamin Harrison Reuse Authority.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Ft. Benjamin Harrison Reuse Authority, the Council appoints:

Jeffrey Congdon

SECTION 2. The appointment made by this resolution is for the balance of a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and qualifies.

Proposal No. 84, 2008 was retitled COUNCIL RESOLUTION NO. 47, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 2008

A COUNCIL RESOLUTION appointing Randall Faulkner to the Indianapolis City Market Corporation Board of Directors.

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council appoints:

Randall Faulkner

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and qualifies.

PROPOSAL NO. 87, 2008. Councillor Plowman reported that the Metropolitan Development Committee heard Proposal No. 87, 2008 on March 6, 2008. The proposal, sponsored by Councillor Plowman, appoints John Suter to the Metropolitan Development Commission. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Plowman moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 87, 2008 was adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 87, 2008 was retitled COUNCIL RESOLUTION NO. 48, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 48, 2008

A COUNCIL RESOLUTION appointing John Suter to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

John Suter

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

PROPOSAL NO. 89, 2008. Councillor McQuillen reported that the Municipal Corporations Committee heard Proposal No. 89, 2008 on March 18, 2008. The proposal, sponsored by Councillor McQuillen, appoints Thomas Shevlot to the Indianapolis-Marion County Library Board. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor McQuillen made the following motion:

Mr. President:

I move that City-County Council Proposal No. 89, 2008, SECTION 2 be amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

SECTION 2. The appointment made by this resolution is for the balance of a term ending April 6, 2008 and for a new term ending April 8, 2012. The person appointed by this resolution shall serve at

the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as a successor is appointed and qualifies.

Councillor Lutz seconded the motion.

Councillor Nytes stated that some of the appointment terms have gotten off schedule over the years, and she asked the Clerk and General Counsel to check to make sure the terms are consistent with statute. President Cockrum said that this is the reason for the amendment. Councillor Nytes said that is is a little unusual to have an appointment for a term over four years.

Councillor Sanders asked how this term was determined. Robert Elrod, General Counsel, stated that the statute has changed several times, but the Library Board term is set for four years. Since the current term ends in two weeks, it makes sense to make it one resolution instead of coming back in two weeks to make another appointment. Councillor Sanders asked if it would be beneficial to put on a calendar year basis instead of appointing in April. Mr. Elrod said that the statute will not allow that with the Library and IndyGo boards, unless legislature were to extend the terms.

Proposal No. 89, 2008 was amended by a unanimous voice vote.

Councillor Gray asked if the previous term does not end until April 6, 2008, then why is the Council filling the term through that date. Mr. Elrod said that the person previously serving resigned early and the position is now vacant.

Councillor Mahern asked if the new appointee cannot attend meetings until April 6, 2008. Mr. Elrod said that the appointment is to fill the remainder two weeks of the vacant term and four years after that for a new full term. The appointee can begin serving immediately after passage and being sworn in.

Councillor McQuillen moved, seconded by Councillor Lutz, for adoption. Proposal No. 89, 2008, as amended, was adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 89, 2008 was retitled COUNCIL RESOLUTION NO. 49, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 49, 2008

A COUNCIL RESOLUTION appointing Thomas Shevlot to the Indianapolis-Marion County Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Library Board, the Council appoints:

Thomas Shevlot

SECTION 2. The appointment made by this resolution is for the balance of a term ending April 6, 2008 and for a new term ending April 6, 2012. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal Nos 90 and 91, 2008 on March 5, 2008. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 90, 2008. The proposal, sponsored by Councillor Vaughn, appoints Dr. David Bash to the Animal Care and Control Board. PROPOSAL NO. 91, 2008. The proposal, sponsored by Councillor Vaughn, appoints Edrose Potts, Jr. to the Law Enforcement Advisory Council. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Vaughn moved, seconded by Councillor Hunter, for adoption. Proposal Nos. 90 and 91, 2008 were adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 90, 2008 was retitled COUNCIL RESOLUTION NO. 50, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 50, 2008

A COUNCIL RESOLUTION appointing Dr. David Bash to the Animal Care and Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Care and Control Board, the Council appoints:

Dr. David Bash

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Proposal No. 91, 2008 was retitled COUNCIL RESOLUTION NO. 51, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 51, 2008

A COUNCIL RESOLUTION appointing Edrose Potts, Jr. to the Law Enforcement Advisory Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Law Enforcement Advisory Council, the Council appoints:

Edrose Potts, Jr.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

PROPOSAL NO. 94, 2008. Councillor Hunter reported that the Public Works Committee heard Proposal No. 94, 2008 on March 13, 2008. The proposal, sponsored by Councillors Hunter and McHenry, appoints Dennis Rosebrough to the Board of Public Works. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Hunter moved, seconded by Councillor McHenry, for adoption. Proposal No. 94, 2008 was adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 94, 2008 was retitled COUNCIL RESOLUTION NO. 52, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 52, 2008

A COUNCIL RESOLUTION appointing Dennis Rosebrough to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Works, the Council appoints:

Dennis Rosebrough

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and until a successor is appointed and qualified.

Councillor Cardwell reported that the Economic Development Committee heard Proposal Nos. 114 and 115, 2008 on March 19, 2008. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 114, 2008. The proposal, sponsored by Councillor Cardwell, appoints Janet Amos to the Indianapolis City Market Corporation Board. PROPOSAL NO. 115, 2008. The proposal, sponsored by Councillor Cardwell, appoints Wayne Schmidt to the Indianapolis City Market Corporation Board. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Cardwell moved, seconded by Councillor Pfisterer, for adoption. Proposal Nos. 114 and 115, 2008 were adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 114, 2008 was retitled COUNCIL RESOLUTION NO. 53, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 2008

A COUNCIL RESOLUTION appointing Janet Amos to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council appoints:

Janet Amos

March 24, 2008

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and until her successor is appointed and qualifies.

Proposal No. 115, 2008 was retitled COUNCIL RESOLUTION NO. 54, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 54, 2008

A COUNCIL RESOLUTION appointing Wayne Schmidt to the Indianapolis City Market Corporation Board of Directors.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis City Market Corporation Board of Directors, the Council appoints:

Wayne Schmidt

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and qualifies.

PROPOSAL NO. 117, 2008. Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal No. 117, 2008 on March 4, 2008. The proposal, sponsored by Councillor Pfisterer, appoints Thomas Grinslade to the County Property Tax Assessment Board of Appeals. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Pfisterer moved, seconded by Councillor Cardwell, for adoption. Proposal No. 117, 2008 was adopted on the following roll call vote; viz:

27 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn

0 NAYS:

1 NOT VOTING: Gray

Proposal No. 117, 2008 was retitled COUNCIL RESOLUTION NO. 55, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 55, 2008

A COUNCIL RESOLUTION appointing Thomas Grinslade to the County Property Tax Assessment Board of Appeals.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the County Property Tax Assessment Board of Appeals, the Council appoints:

Thomas Grinslade

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve until his successor is appointed and qualifies.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 120, 2008. Introduced by Councillor Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Philip Chadwick Hill to the City-County Administrative Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 121, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which authorizes the issuance and sale of notes for the purpose of making a loan to provide funds to reimburse the County for funds expended to acquire a voting system for Marion County and to pay the expenses in connection with the issuance of such notes"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 122, 2008. Introduced by Councillors Lutz, Cardwell and Sanders. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which transfers \$35,668 in the 2008 Budget of the Cable Communications Agency (Consolidated County Fund) to provide funds to pay a 2007 Educational Television Cooperative (ETC) grant to the University of Indianapolis and designates the University of Indianapolis as the recipient of the 2008 grant"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 123, 2008. Introduced by Councillors Cardwell and Plowman. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Wessley Jackson to the Indianapolis Economic Development Commission"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 124, 2008. Introduced by Councillors Sanders and Brown. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Aaron Haith to the Indianapolis Housing Agency Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 125, 2008. Introduced by Councillors Pfisterer and Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to clarify the procedures and eligibility of certain corporations to receive real property from the Metropolitan Development Commission under IC 36-7-15.1-15.1 and 22.5(e)(3)"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 126, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Margaret Payne to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 127, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Avachino Reeves to the Crime Prevention Advisory Board "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 128, 2008. Introduced by Councillors Vaughn and Brown. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which confirms the Marion County Public Defender Board's nomination of Robert J. Hill as Marion County Chief Public Defender"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 129, 2008. Introduced by Councillors Moriarty Adams and Brown. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$38,493 in the 2008 Budget of the Marion County Public Defender Agency (State and Federal Grants Fund) to cover partial salary and benefit costs for the Assistant Juvenile Disposition Coordinator and to pay for psychological evaluations and assessments and discretionary needs, funded by a U.S. Department of Justice grant administered by the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 130, 2008. Introduced by Councillors Moriarty Adams and Brown. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$63,131 in the 2008 Budget of the Marion County Public Defender Agency (State and Federal Grants Fund) to fund the Juvenile Intra-Family Violence Diversion Program, sentencing consultants for adult court, and a contract with Midtown Mental Health Center for a mental health coordinator, funded by a U.S. Department of Justice grant administered by the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 131, 2008. Introduced by Councillors Vaughn and Brown. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$245,515 in the 2008 Budget of the Marion County Justice Agency (State and Federal Grants and Law Enforcement Funds) to fund the operations of the Metro Drug Task Force through the end of 2008, funded by a grant from the Indiana Criminal Justice Institute and a transfer in the Law Enforcement Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 132, 2008. Introduced by Councillors Vaughn, Moriarty Adams and Brown. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$60,000 in the 2008 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) to enable Indiana Task Force One to hold two training events for the National Urban Search and Rescue Response System and cover additional fuel costs and purchase additional equipment from the Federal Emergency Management Agency (FEMA) approved cache list, funded by a grant from FEMA) and a transfer"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 133, 2008. Introduced by Councillors Plowman and Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a General Resolution which establishes that the City-County Council is interested in making the purchase of specified land owned by Russell E. Flagle which is necessary for the construction of a septic tank elimination and stormwater drainage improvements project "; and the President referred it to the Public Works Committee.

PROPOSAL NO. 134, 2008. Introduced by Councillors Hunter, Mansfield, Sanders and Evans. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which authorizes and approves the execution of an agreement between the Consolidated City of Indianapolis, Marion County, Indiana and Hamilton County, Indiana for the construction of highway and drainage improvements Marion and Hamilton counties"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 135, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of one or more series of City of Indianapolis, Indiana Waterworks District Net Revenue Refunding Bonds in an aggregate principal amount not to exceed \$110,000,000 and other actions in respect thereto"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 136, 2008. Introduced by Councillor Hunter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls at Washington Pointe Drive and 10th Street (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 137, 2008. Introduced by Councillor Cain. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions in the Eagle Nest Subdivision (District 5)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 138, 2008. Introduced by Councillor Hunter. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a 25-mile per hour speed limit within the Hidden Lakes subdivision (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 139, 2008. Introduced by Councillor Sanders. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints William Oliver to the Early Intervention Planning Council"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 140, 2008. Introduced by Councillor Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints James Ochs to the Common Construction Wage Committee for Speedway"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 141, 2008. Introduced by Councillors Hunter, Plowman, Cardwell, McQuillen, Cain, Coleman, Mansfield, Scales and Smith. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which adopts a new Ethics Code for City and County agencies, officials, appointees and employees"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 142, 2008. Introduced by Councillors Hunter, Plowman, Cardwell, McQuillen, Cain and Coleman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which provides for the registration with the city controller of lobbyists and lobbying activity with respect to the City and County"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 143, 2008. Introduced by Councillors Hunter, Plowman, Cardwell, McQuillen, Cain, Coleman and Mansfield. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which requires the campaign financing reports of candidates for certain city and county offices to be timely filed on the website of the Marion County Clerk"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 152, 2008. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jeffery Coats to the Indianapolis Public Transportation Corporation Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 153, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jeffrey M. Wells to the Crime

Prevention Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 154, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jason Barclay to the Law Enforcement Advisory Council"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 155, 2008. Introduced by Councillor Lutz. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jerry Cosby to the Cable Franchise Board"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 156, 2008. Introduced by Councillor Speedy. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls in Sherman Commons, Sections Three, Four and Five (District 24)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 157, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Revised Code with regards to the community corrections advisory board membership"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 158, 2008. Introduced by Councillor Scales. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints H. Emerson Young to the Common Construction Wage Committee for Washington Township"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 160, 2008. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Jonathan Cahill to the Metropolitan Board of Zoning Appeals, Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 161, 2008. Introduced by Councillor Vaughn. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Christina F. Trexler to the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

Councillor Cardwell reported that the Economic Development Committee heard Proposal Nos. 118 and 119, 2008 on March 19, 2008. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 118, 2008. The proposal, sponsored by Councillor Cardwell, is a special resolution reapproving substantially final bond documents for GMF Mann Village, LLC in an amount not to exceed \$14,500,000 for the purpose of financing the acquisition and rehabilitation of the project formerly known as Mann Village Road (Global Ministries Fellowship (GMF) Mann Village Project) (District 22). PROPOSAL NO. 119, 2008. The proposal, sponsored by Councillor Cardwell, is a final resolution for Affordable Rental Housing, Inc. in an amount not to exceed \$30,000,000 for the purpose of refinancing of the cost of the acquisition, construction and equipping of three multifamily housing facilities consisting of: (1) a 324-unit apartment complex

known as Capital Place Apartments (4100 Continental Court); (2) a 212-unit apartment complex known as Covington Square Apartments (115 South High School Road); and (3) a 321-unit apartment complex known as The Woods at Oak Crossing (3120 Nobscot Drive), together with functionally related and subordinate facilities such as recreational facilities and parking areas (Districts 23, 13, 8). By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Cardwell moved, seconded by Councillor Gray, for adoption. Proposal Nos. 118 and 119, 2008 were adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 118, 2008 was retitled SPECIAL RESOLUTION NO. 9, 2008, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 2008

A RESOLUTION of the City-County Council of the City of Indianapolis, Indiana authorizing the issuance of economic development revenue bonds by the city of Indianapolis, Indiana, in an aggregate principal amount not to exceed \$14,500,000 for reapproval of substantially final bond documents in connection with the proposed issuance by the City of Indianapolis, Indiana (the "Issuer") of its Multifamily Housing Revenue Bonds (GMF Mann Village Apartments Project), Series 2007 for the purpose of financing the acquisition and rehabilitation of the project formerly known as Mann Village Road (Global Ministries Fellowship ("GMF") Mann Village Project) and approving and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis, Indiana (the "Issuer"), is authorized by IC 36-7-11.9 and 12 (collectively, the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition and construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by a company; and

WHEREAS, GMF Mann Village, LLC (the "Borrower"), has advised the Indianapolis Economic Development Commission (the "Commission") and the Issuer that it proposes that the Issuer lend proceeds of an economic development financing to the Borrower for the acquisition and rehabilitation of the project formerly known as Mann Village Apartments containing 336 apartment units, together with functionally related and subordinate facilities such as carports, garages and parking areas, located in the City of Indianapolis, Indiana, at 4010 Mann Village Road (the "Project"); and

WHEREAS, the Commission has previously adopted a resolution (the "Original Resolution"), on December 5, 2007, which approved the issuance of the City of Indianapolis, Indiana Multifamily Housing Revenue Bonds (GMF Mann Village Apartments Project), Series 2007 (the "Bonds"), in an aggregate principal amount not to exceed \$14,500,000 by the Issuer and the loan of the proceeds thereof to the Borrower.

WHEREAS, adverse bond market conditions caused the potential purchaser under a bond purchase contract to terminate negotiations; therefore certain changes to the bond documents are necessary to allow the Borrower to pursue the issuance of economic development facility revenue bonds to finance the Project; and

WHEREAS, the Borrower requests that the Commission approve changes relating to the purchaser of the bonds, maturity date, redemption, interest rate and other business terms in the following documents:

- (1) a Bond Purchase Agreement among the Borrower, the Issuer and the bondholders (the "Bond Purchase Agreement"); and
- (2) a Loan Agreement between the Issuer and the Borrower (the "Loan Agreement"); and
- (3) an Indenture of Trust between the Issuer and The Bank of New York Trust Company, N.A., as trustee (the "Trust Indenture"); and

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- (4) a Tax Regulatory Agreement among the Issuer, the Trustee and the Borrower (the "Regulatory Agreement," and together with the Bond Purchase Agreement, the Loan Agreement and the Trust Indenture, the "Loan Documents"); now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby finds, determines, ratifies and confirms that the changes made to the Loan Documents are necessary to allow the Borrower to pursue the issuance of the Bonds to finance the Project and hereby approves the Loan Documents.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The substantially final form of the Bonds approved by the Commission and submitted to this meeting, subject to appropriate insertions and revisions in order to comply with the provisions of the Trust Indenture, is hereby ratified, and when the same shall be executed on behalf of the Issuer by the appropriate officers thereof in the manner contemplated by the Loan Documents.

SECTION 4. This resolution is supplemental to the Original Issuer Ordinance, to the extent the provisions of this ordinance do not conflict with the provisions of the Original Issuer Ordinance.

Proposal No. 119, 2007 was retitled SPECIAL ORDINANCE NO. 1, 2007, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 2008

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue up to \$30,000,000 City of Indianapolis, Indiana Variable Rate Multifamily Housing Revenue Bonds (Capital Place Apartments, Covington Square Apartments and The Woods at Oak Crossing Projects) Series 2008 in one or more series (the "Bonds") and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code Title 36, Article 7, Chapters 11.9 and 12 (collectively, the "Act") declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a developer for the purpose of financing, reimbursing or refinancing the costs of economic development facilities, for diversification of economic development and creation or retention of opportunities for gainful employment; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between an issuer and a corporate trustee; and

WHEREAS, a representative of Foundation for Affordable Rental Housing Inc. (the "Company") has requested that the City of Indianapolis, Indiana (the "Issuer") issue bonds and lend the proceeds thereof to the Company in order to enable the Company to undertake and complete the financing or refinancing of the costs of the acquisition, construction and equipping of (1) an apartment complex known as Capital Place Apartments with a total of 324 units, located at 4100 Continental Court, in City-County Council District 23 of the City of Indianapolis, Indiana; (2) an apartment complex known as Covington Square Apartments with a total of 212 units, located at 115 South High School Road, in City-County Council District 12 of the City of Indianapolis, Indiana; and (3) an apartment complex known as The Woods at Oak Crossing with a total of 321 units, located at 3120 Nobscot Drive, in City-County Council District 8 of the City of Indianapolis, Indiana (collectively, the "Project"); and

WHEREAS, the Indianapolis Economic Development Commission (the "Commission") has rendered a report concerning the proposed financing or refinancing of economic development facilities for the Company and the Metropolitan Development Commission of Marion County has been given the opportunity to comment thereon; and

WHEREAS, pursuant to and in accordance with the Act, the Issuer desires to provide funds to finance or refinance the costs of the acquisition, construction and equipping of the Project by issuing the Bonds in one or more series in the aggregate principal amount not to exceed \$30,000,000; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on March 12, 2008, pursuant to Indiana Code Title 36, Article 7, Chapter 12, Section 24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), found that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health and welfare of the Issuer and its citizens through the requirement that the Project serve persons and families of low and moderate income; and

WHEREAS, the Issuer intends to issue the Bonds in one or more series pursuant to a Trust Indenture (the "Indenture") dated as of March 1, 2008, by and between the Issuer and U.S. Bank National Association, as Trustee (the "Trustee") in order to obtain funds to lend to the Company pursuant to a Financing Agreement with respect to the Bonds by and between the Issuer and the Company (the "Loan Agreement") dated as of March 1, 2008, provided, however, that the aggregate principal amount of the Bonds shall not exceed \$30,000,000, for the purpose of financing, refinancing or providing reimbursement for the cost of the Project and to pay a portion of the costs of issuance of the Bonds; and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Bonds pursuant to which the Company will agree to make payments sufficient to pay the principal and interest on the Bonds as the same become due and payable and to pay administrative expenses in connection with the Bonds; and

WHEREAS, the financing will not have an adverse competitive effect or impact on any similar facility or facility of the same kind already constructed or operating in the same market area or in or about Marion County, Indiana; and

WHEREAS, no member of the Council has any pecuniary interest in any employment, financing agreement or other contract made under the provisions of the Act and related to the Bonds authorized herein, which pecuniary interest has not been fully disclosed to the Council and no such member has voted on any such matter, all in accordance with the provisions of Indiana Code 36-7-12-6; and

WHEREAS, there has been submitted to the Commission for its approval substantially final forms of the Indenture, Loan Agreement, Tax Regulatory Agreement, Bond Purchase Agreement, Assignment and Intercreditor Agreement, Disclosure Agreement, Note, Tax Certificate and Preliminary Official Statement and forms of the Bonds (hereinafter referred to collectively as the "Financing Documents") and this proposed form of ordinance which are by this reference incorporated herein by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

WHEREAS, the Borrower will own the real property, improvements located thereon and the equipment constituting the Project, and the Borrower will be liable for the debt described in the Loan Agreement; and

WHEREAS, based upon the resolution adopted by the Commission pertaining to the Project, the Issuer hereby finds and determines that the financing approved by the Commission for the Project will be of benefit to the health and general welfare of the citizens of the Issuer, complies with the provisions of the Act and the amount necessary to finance the costs of the Project, will require the issuance, sale and delivery of one or more series of economic development revenue bonds in an aggregate principal amount not to exceed \$30,000,000; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project, the issuance and sale of the Bonds, the loan of the net proceeds thereof to the Company for the purposes of financing, refinancing or providing reimbursement for a portion of the cost of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act, including in particular, the requirement of promoting a substantial likelihood of creating or retaining opportunities for gainful employment. Furthermore, it is hereby found that the restrictions imposed upon the Project under the Financing Documents will further a public purpose of the Issuer through, among other things, the provision of quality, affordable, multifamily housing.

SECTION 2. The forms of the Financing Documents presented herewith are hereby approved and all such documents shall be kept on file by the Clerk of the Council or City-Controller. In compliance with Indiana Code Title 36, Article 1, Chapter 5, Section 4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

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SECTION 3. The Issuer shall issue its Bonds in one or more series, as described above, in the aggregate principal amount not to exceed \$30,000,000, for the purpose of procuring funds to loan to the Company in order to finance, refinance or provide reimbursement for the cost of the Project which Bonds will be payable as to principal and interest solely from the payments made by the Company pursuant to the Financing Documents to evidence and secure said loan and as otherwise provided in the above-described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the purchasers thereof at a price not less than 100% of the aggregate principal amount thereof plus accrued interest, if any, and at a rate of interest not to exceed 12% percent per annum. The Bonds will mature no later than March 1, 2048.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents approved herein which require the signature of the Mayor and City Clerk and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the Issuer. The signatures of the Mayor and the City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures thereon, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Commission if such changes do not affect terms set forth in Indiana Code Title 36, Article 7, Chapter 12, Section 27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holder or holders of the Bonds and after the issuance of said Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. Rule 15c2-12(b)(1) of the Securities Exchange Act of 1934, as amended (the "SEC Rule"), provides that, prior to the time a participating underwriter or placement agent bids for, purchases, offers or sells municipal securities, the participating underwriter or placement agent shall obtain and review an official statement that an issuer of such securities deems a "near final" official statement. The Preliminary Official Statement is hereby deemed final as of its date, except for the omission of no more than the following information: the offering price(s), interest rate(s), selling compensation, aggregate principal amount, principal amount per maturity, delivery dates, ratings and other terms of the securities depending on such matters. The Mayor, the City Clerk or any other officer of the Issuer familiar with the matters with respect to the Issuer set forth in the Preliminary Official Statement is hereby authorized to certify to the underwriter, that the information in the Preliminary Official Statement with respect to the Issuer is deemed to be final within the meaning of the SEC Rule prior to the distribution of the Preliminary Official Statement.

SECTION 8. Subject to the obligations of the Borrower set forth in the Loan Agreement and the Tax Representation Certificate, the Issuer will use its best efforts to restrict the use of the proceeds of the Bonds in such a manner and to expectations at the time the Bonds are delivered to the purchasers thereof, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations promulgated thereunder. The Mayor and the Clerk, or any other officer having responsibility with respect to the issuance of the Bonds, are authorized and directed, alone or in conjunction with any of the foregoing, or with any other officer, employee, consultant or agent of the Issuer, to deliver a certificate for inclusion in the transcript of proceedings for the Bonds, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to said Section 148 of the Code and the regulations thereunder.

SECTION 9. No recourse under or upon any obligation, covenant, acceptance or agreement contained in this ordinance, the Financing Documents or under any judgment obtained against the Issuer or by the enforcement of any assessment or by any legal or equitable proceeding by virtue of any constitution or statute or otherwise, or under any circumstances, under or independent of the Loan Agreement, shall be had against any member, director, or officer or attorney, as such, past, present, or future, of the Issuer, either directly or through the Issuer, or otherwise, for the payment for or to the Issuer or any receiver thereof or for or to any holder of the Bonds secured thereby, or otherwise, of any sum that may due and unpaid by the Issuer upon any of such Bonds. Any and all personal liability of every nature, whether at common law or in equity, or by statute or by constitution or otherwise, of any such member, director, or officer or attorney, as such, to respond by reason of any act or omission on his or her part or otherwise

for, directly or indirectly, the payment for or to the Issuer or any receiver thereof, or for or to any owner or holder of the Bonds, or otherwise, of any sum that may remain due and unpaid upon the Bonds hereby secured or any at them, shall be expressly waived and released as a condition of and consideration for the execution and delivery of the Loan Agreement and the issuance, sale and delivery of the Bonds.

SECTION 10. The Borrower will indemnify and hold the Issuer, including its officials, attorneys, employees and agents, free and harmless from any loss, claim, damage, tax, penalty, liability, disbursement, litigation expenses, attorneys' fees and expenses and other court costs arising out of, or in any way relating to, the execution or performance of the Financing Documents or other documents in connection therewith or any other cause whatsoever pertaining to the Project or the Bonds, including the issuance and sale of the Bonds or failure to issue or sell the Bonds or other actions taken under the Financing Documents or other documents in connection therewith or any other cause whatsoever pertaining to the Project or the Bonds, all as further described in the Loan Agreement, except in any case as a result of the intentional misrepresentation or willful misconduct of the Issuer.

SECTION 11. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 12. All ordinances, resolutions and orders or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

SECTION 13. It is hereby determined that all formal actions of the Council relating to the adoption of this Ordinance were taken in one or more open meetings of the Council, that all deliberations of the Council and of its committees, if any, which resulted in formal action, were in meetings open to the public, and that all such meetings were convened, held and conducted in compliance with applicable legal requirements, including Indiana Code 5-14-1.5 et seq., as amended.

SECTION 14. The Mayor and the Clerk are authorized to take all such further actions or to execute, attest and deliver such further instruments and documents in the name of the Issuer as in their judgment shall be necessary or advisable in order fully to consummate the transaction and carry out the purposes of this Ordinance.

SECTION 15. This ordinance shall be in full force and effect upon adoption and compliance with Indiana Code Title 36, Article 3, Chapter 4, Section 14.

PROPOSAL NOS. 147-151, 2008. Introduced by Councillor Plowman. Proposal Nos. 147-151, 2008 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on March 12, 2008. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 27-31, 2008, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 27, 2008.

2007-ZON-121

6400 EAST COUNTY LINE ROAD (*Approximate Address*), INDIANAPOLIS

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 25

LYLE W. SMITH AND PATRICIA J. SMITH, by David A. Retherford, requests REZONING of 6.94 acres, from the D-A District, to the C-4 classification to provide for community-regional commercial uses.

REZONING ORDINANCE NO. 28, 2008.

2007-ZON-135

7801 SOUTH MERIDIAN STREET (*Approximate Address*), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 23

MICHAEL AND KATHRYN GRUBE, AND RICHARD AND CAROL BUCK, by Mary E. Solada requests REZONING of 1.56 acres, from the C-1 District, to the C-3 classification to provide for neighborhood commercial uses.

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REZONING ORDINANCE NO. 29, 2008.

2007-ZON-860

5936, 5940, 5944 AND 5950 KINGSLEY DRIVE AND 5935 RALSTON AVENUE (*Approximate Addresses*), INDIANAPOLIS

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 3

The NORTHMINSTER PRESBYTERIAN CHURCH OF INDIANAPOLIS, INC., by Cameron F. Clark requests REZONING of one acre, from the SU-1 and D-5 Districts, to the SU-1 classification to provide for religious uses.

REZONING ORDINANCE NO. 30, 2008.

2007-ZON-861

331 SOUTH EAST STREET AND 515 LORD STREET (*Approximate Address*), INDIANAPOLIS CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 19

THE DISCOVERY GROUP, INC., by John Van Buskirk, requests REZONING of 0.492 acre, from the I-4-U (RC) and D-8 (RC) Districts, to the CBD-2 classification to provide for central business district two uses.

REZONING ORDINANCE NO. 31, 2008.

2008-ZON-801

6395 COFFMAN ROAD (*Approximate Address*), INDIANAPOLIS

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1

David Brooks by Thomas Michael Quinn requests REZONING of 3.40 acres, from the D-A (FF)(FW) District, to the I-2-S (FF)(FW) classification to provide for light industrial uses.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 109, 2008. The proposal, sponsored by Councillor Plowman, is a rezoning ordinance for Center Township, Councilmanic District 19, 607 and 609 Russell Avenue and 21 and 81 West Merrill Street (2007-ZON-827). On March 3, 2008, Councillor Sanders called the proposal out for public hearing on behalf of Councillor D. Mahern and a hearing was scheduled for March 24, 2008.

Councillor Mahern made the following motion:

Mr. President:

The petitioners and remonstrators continue to negotiate a resolution of the rezoning case on 607 and 609 Russell Avenue and 21 and 81 West Merrill Street, Center Township, Council District 19, and the remonstrators and petitioners have consented to a continuance of the hearing scheduled for this meeting.

I, therefore, move that the public hearing on Proposal No. 109, 2008 (Rezoning Docket No. 2007-ZON-827) be postponed and rescheduled for April 28, 2008.

Councillor Plowman seconded the motion, and Proposal No. 109, 2008 was postponed by a unanimous voice vote.

PROPOSAL NO. 34, 2008. Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal No. 34, 2008 on January 31, February 13 and March 5, 2008. The proposal, sponsored by Councillors Vaughn and Pfisterer, appropriates \$25,000 in the Budget of the Marion County Justice Agency (Drug Free Community Fund) to fund a grant awarded to Drug Free Marion County, Inc. to cover the administrative expenses of that organization. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Cockrum called for public testimony at 8:21 p.m. There being no one present to testify, Councillor Vaughn moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 34, 2008 was adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 34, 2008 was retitled FISCAL ORDINANCE NO. 8, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) appropriating Twenty-Five Thousand Dollars (\$25,000) from the Drug Free Community Fund for purposes of the Marion County Justice Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 106 (d) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for the amount of \$25,000 in the budget of the Marion County Justice Agency to fund a grant being awarded to Drug Free Marion County, Inc., to cover administrative expenses of that organization, financed by the Drug Free Community fund balance.

SECTION 2. The sum of Twenty-Five Thousand Dollars (\$25,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>DRUG FREE COMMUNITY FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	25,000
4. Capital 0	
TOTAL INCREASE	25,000

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>DRUG FREE COMMUNITY FUND</u>
Unappropriated and Unencumbered	
Drug Free Community Fund	25,000
TOTAL DECREASE	25,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 56, 2008. Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal No. 56, 2008 on February 12, 2008. The proposal, sponsored by Councillor Pfisterer, appropriates \$1,850,000 in the 2008 Budget of the Marion County Assessor (County General Fund) to cover the cost of contracting for the 2007 reassessment of commercial and industrial property as ordered by the Indiana Department of Local Government Finance. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Lutz stated that he recognizes this reassessment was ordered by the state, but he cannot in good conscience vote to appropriate another \$1.8 million to re-do something the taxpayers have already paid for once.

Councillor Evans asked County Assessor Greg Bowes to speak to this issue. Mr. Bowes said that although there is a ring of truth in what Councillor Lutz says, the state has ordered that the reassessment be done, and the county must comply. He said that they have found that the residential assessments are mostly correct in all but two townships, however, the real problems are in commercial and industrial properties where the townships did not do a good job.

Councillor Plowman asked what would happen if this proposal is not approved. Mr. Bowes said that state law says the county must pay, and there is no need for an appropriation. In effect, the same thing would still happen, but there would then be less money in the fund balance for other appropriations.

Councillor Brian Mahern asked if an allocation was made in the last budget for an anticipation of the reassessment. Mr. Bowes said that the 2008 budget did include some funding for a reassessment, namely four new employees in his office who are supervising the vendor and township assessors during the reassessment. However, there was no money funded for this vendor. Councillor Mahern asked if the Council did not anticipate that there would be a need for more funding above those four employees for reassessment. Mr. Bowes said that he is not sure, because the reassessment had already been ordered and the county is not permitted to do the reassessment in-house. Councillor Mahern said that the costs were then anticipated, but not allocated. Councillor Sanders said that there was some speculation that the county would receive some allocation from the state at that time.

Councillor Plowman asked if the vendor cost was known at the time of contracting. Mr. Bowes stated that there was a bidding process, and the contract was based on a flat fee.

Councillor Lutz said that he is not trying to be critical of township assessors, but he is concerned about the statistics used for reassessment. Mr. Bowes said that there is substantial reason for concern. He said that the Department of Local Government Finance (DLGF) ordered updated cost values from 1999 to 2005, so that they could compare apples to apples and ignore township lines in assessing the commercial and industrial properties. Councillor Lutz asked if the reassessment was statistical or not. Mr. Bowes said that it was not done building by building.

Councillor Vaughn asked if it is correct that the reassessment order was issued in August in an amount not to exceed \$3 million. Mr. Bowes said that this is correct, and the original bid was \$2.8 million, and they negotiated it to \$1.85 million.

Councillor Nytes said that this approach has helped look at the assessment on a county-wide basis. Councillor Cardwell asked if this was done on a replacement cost value or market analysis. Mr. Bowes said that they used three methods: replacement cost, sales comparison, and income capitalization methodology.

Councillor Pryor commended the assessor for the job he has done and said that they are actually saving taxpayers money. The process should have taken longer, but Mr. Bowes and his staff have condensed the time in order to get tax bills out quicker.

Councillor McQuillen asked who made the decision to spend the \$1.8 million. Mr. Bowes said that he made the decision, but he did make sure the DLGF was okay with the product before he okayed the expenditure. Councillor McQuillen asked if it typical for a payment of this type not to be appropriated. Mr. Bowes said that it is very unusual.

Councillor Hunter asked if some of this \$1.85 million goes to fund the four employees or if all goes to the vendor. Mr. Bowes said that all of it goes toward the vendor, as the four employees were already approved in his budget. Councillor Hunter asked if there is no roll back for cost savings due to the hiring of the four new employees. Mr. Bowes said that there is still much to do, and these four employees will be very busy for the rest of the year. He added that they are also converting the new property system and need these resources. He said that they do not anticipate these positions going away, but ultimately, that would be up to the Council.

Councillor Nytes said that it is highly unlikely to fund such a contract without an appropriation by the Council. Without this appropriation, the county would still have to spend the money, but by going through the public process of approval is part of doing the Council's business.

President Cockrum called for public testimony at 8:55 p.m.

Ernie Scherer, citizen, said that this appropriation reeks of rewarding incompetence. He said that if this were a private company, those who assessed improperly would be out on their ears. The Council needs to tell the citizens that this is not the way they do business, and the taxpayers are still watching.

Adam Longworth, citizen, said that they have already paid for the assessment, and it should have been done right the first time. He said that the citizens should show some solidarity that they will not take another \$1.8 million coming out of taxpayers' pockets.

Councillor Vaughn said that homeowners were bearing a significant portion of the burden and the Governor's office recognized that, and ordered the reassessment to transfer that property tax burden off of homeowners onto businesses instead. He said that the bottom line is that this reassessment will help homeowners.

Councillor Dane Mahern said that the County Assessor is now charged with doing what the township assessors were supposed to do and he did not create the problem, but is taking care of it now.

Councillor Pryor stated that Mr. Bowes did not necessarily re-do the residential assessments, but the commercial and industrial assessments never really happened, and the County Assessor is not responsible for that oversight. Mr. Bowes said that he took office after the assessment work had been done, and they revised values for residential properties. No change was made in total assessed value for homes, but only in the values for commercial and industrial. They added over \$4 billion in assessed commercial and industrial value, and therefore, homeowners are paying less, and businesses are paying more. This process is more accurate and fair and is easier to defend.

There being no further testimony, Councillor Sanders moved, seconded by Councillor Pryor, for adoption. Proposal No. 56, 2008 was adopted on the following roll call vote; viz:

18 YEAS: Bateman, Brown, Cockrum, Day, Evans, Gray, MahernB, MahernD, Malone, Mansfield, McQuillen, Moriarty Adams, Nytes, Oliver, Pryor, Sanders, Smith, Vaughn
10 NAYS: Cain, Cardwell, Coleman, Hunter, Lutz, McHenry, Pfisterer, Plowman, Scales, Speedy

Proposal No. 56, 2008 was retitled FISCAL ORDINANCE NO. 9, 2008, and reads as follows:

March 24, 2008

CITY-COUNTY FISCAL ORDINANCE NO. 9, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) by appropriating One Million Eight Hundred Fifty Thousand Dollars (\$1,850,000) for purposes of the Marion County Assessor.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.04(c) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Assessor, to cover the cost of contracting for the 2007 reassessment of commercial and industrial property as ordered by the Indiana Department of Local Government Finance, financed by fund balance.

SECTION 2. The sum of One Million Eight Hundred Fifty Thousand Dollars (\$1,850,000) be, and the same appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	1,850,000
4. Capital Outlay	0
TOTAL INCREASE	1,850,000

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated Unencumbered	
County General Fund	1,850,000
TOTAL REDUCTION	1,850,000

SECTION 5. In accordance with section 151-64 of the revised code of the Consolidated City and County, the following fund balance information is provided:

The 2007 ending fund balance for the County General Fund, as depicted in the 2008 budget ordinance (FO 78, 2007 page 242) was estimated to be \$2,903,782. The appropriation authorized in this ordinance will reduce the fund balance by \$1,850,000.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 92, 2008. Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal No. 92, 2008 on March 5, 2008. The proposal, sponsored by Councillors Vaughn, Moriarty Adams, Pfisterer and Brown, appropriates \$136,836 in the 2008 Budget of the Marion County Community Corrections Agency (State and Federal Grants Fund) to provide a substance abuse treatment program for offenders at the Duvall Residential Work Release Center, financed by a grant from the Indiana Criminal Justice Institute. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Cockrum called for public testimony at 8:57 p.m. There being no one present to testify, Councillor Vaughn moved, seconded by Councilor Lutz, for adoption. Proposal No. 92, 2008 was adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 92, 2008 was retitled FISCAL ORDINANCE NO. 10, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) appropriating One Hundred Thirty Six Thousand, Eight Hundred Thirty-six Dollars (\$136,836) in the State and Federal Grants fund for purposes of the Marion County Community Corrections Agency and reducing certain other accounts for that agency, where applicable.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06 (c) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency, to provide a substance abuse treatment program for offenders at the Duvall Residential Work Release Center, financed by a grant from the Indiana Criminal Justice Institute.

SECTION 2. The sum of One Hundred Thirty Six Thousand, Eight Hundred Thirty-six Dollars (\$136,836) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4, where applicable.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY STATE AND FEDERAL GRANTS FUND</u>	
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	136,836
4. Capital Outlay	0
TOTAL INCREASE	136,836

SECTION 4. The said additional appropriation is funded by new revenues, not previously appropriated, that will be deposited into the following fund:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	136,836
TOTAL DECREASE	136,836

SECTION 5. There is a match requirement of \$136,836 which will be met by in-kind services provided by Fairbanks Hospital.

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 93, 2008. Councillor Vaughn reported that the Public Safety and Criminal Justice Committee heard Proposal No. 93, 2008 on March 5, 2008. The proposal, sponsored by Councillors Plowman, Moriarty Adams, Pfisterer and Brown, appropriates \$72,046 in the 2008 Budget of the Marion County Forensic Services Agency (State and Federal Grants Fund) to reduce the backlog of DNA casework in the Marion County Crime Lab, financed by a grant from the U.S. Department of Justice in association with the National Institute of Justice. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

March 24, 2008

President Cockrum called for public testimony at 8:59 p.m. There being no one present to testify, Councillor Vaughn moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 93, 2008 was adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 93, 2008 was retitled FISCAL ORDINANCE NO. 11, 2008, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 2008

A FISCAL ORDINANCE amending the City-County Annual Budget for 2008 (City-County Fiscal Ordinance No. 78, 2007) appropriating Seventy-Two Thousand Forty-Six Dollars (\$72,046) in the State and Federal Grants Fund for purposes of the Marion County Forensic Services Agency and reducing certain other accounts for that agency, where applicable.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06 (a) of the City-County Annual Budget for 2008 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Forensic Services Agency to reduce the backlog of DNA casework in the Marion County Crime Lab, financed by a grant from the U.S. Department of Justice, in association with the National Institute of Justice.

SECTION 2. The sum of Seventy-Two Thousand Forty-Six Dollars (\$72,046) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4, where applicable.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY FORENSIC SERVICES AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	46,260
2. Supplies	25,786
3. Other Services and Charges	0
4. Capital Outlay	0
TOTAL INCREASE	72,046

SECTION 4. The said additional appropriation is funded by new revenues, not previously appropriated, that will be deposited into the following fund:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	72,046
TOTAL DECREASE	72,046

SECTION 5. There is no local match required for this ordinance.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 82, 2008. Councillor Pfisterer reported that the Administration and Finance Committee heard Proposal No. 82, 2008 on March 4, 2008. The proposal, sponsored by Councillor Cockrum, directs the County Auditor to withhold the paychecks of the Coroner until he receives certification by the Indiana State Coroners Training Board. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Nytes said that she supported the motion to table in committee. She said that the statute is unfair to change qualifications in the middle of an election period. They should have made the new qualifications in effect as of the next election. She said that this situation is frustrating because the Council feels honor bound to abide by emotional, poorly written legislation. She said that this legislation came about because of an emotional situation, and is sloppy legislative work. Unfortunately, they do not have to like every law the state approves.

Councillor Sanders said that the legislature was reacting to a tragedy, but if they had looked at the constitution first, they would realize that they had not right to affect a current office holder without going through the constitutional process. She said that she is in favor of certification, but has grave concerns and wants to make sure everyone understands this legislation is sloppily written and it is hard to make a decision based on sloppily written legislation.

Councillor Bateman agreed and stated that it is not right to impose these qualifications on an elected official mid term when they had nothing to do with the incident in question.

Councillor Mansfield said that she does not believe the law is unconstitutional. She said that the Coroner has had eight months to comply and the subject matter should not be foreign to him and it seems a reasonable qualification. She said that she spoke with the Coroners' Training Board, and the test can be taken at any time if the board is given two weeks' notice. She said that no attempt has been made by the Coroner to set a time to take the test, and she supports the proposal.

Councillor Brown asked if anyone has spoken with the Coroner regarding this proposal. Councillor Pfisterer said that she has spoken with him, and he told her he would be present at the Committee meeting, but he sent his lawyer instead. Councillor Brown said that it is his understanding that Prosecutor Carl Brizzi also asked the Coroner to appear before a recent board meeting and he asked if the Coroner did so. President Cockrum said that he is a member of that board, and the Coroner did not attend, but sent two members of his staff instead.

Councillor Oliver said that this is a bad piece of legislation. When an official signs up for an office, they should know the qualification requirements ahead of time.

Councillor Hunter said that the argument that this was passed mid-term is moot. He said that the legislature passes requirements every session on which local governments must act. The Sheriff recently had to comply with newly passed requirements and did so, and he does not understand why this is a burden.

Councillor Pryor said that she also has concerns that this legislation was poorly written, but she asked if anyone is present to speak for the Coroner as to why he has not attended any hearings to speak personally to this matter. Gregory Gadsen, attorney, stated that he represents Dr. Kenneth Ackles. He said that constitutionality is not the main problem, but instead, compensation for an elected official cannot be changed in the calendar year once the budget has been approved. He said that this is a broader issue. He added that the state legislature is asking them to enforce one law while violating another.

Councillor Lutz called for a point of order and stated that Mr. Gadsen did not answer the question. He asked Councillor Pryor to repeat her question. Councillor Pryor said that she wants to know why Dr. Ackles has not appeared before the committee to explain any unusual circumstances or if he has made a reasonable attempt to complete the certification. Mr. Gadsen said that Dr. Ackles' position on the matter is about compensation. Councillor Mansfield said

that Mr. Gadsen still has not answered the question of why Dr. Ackles has not personally come before this body. Mr. Gadsen said that he has answered as best he can. Councillor Dane Mahern said that the question is not confusing and he has concerns if this is the best answer that can be given.

Councillor Malone said that in committee, they were given two answers as to why Dr. Ackles was not present. One was that he was not available, and the other was that there was litigation occurring and he was not coming. Mr. Gadsen said that there is no litigation affecting this particular legislation, but there is other legislation going on.

Councillor Vaughn asked who actually paid Mr. Gadsen to appear, the Coroner's Office or Dr. Ackles personally. Mr. Gadsen said that he is representing Dr. Ackles personally.

Councillor Oliver said that he is against calling out someone by name and this is about the law and not an attempt to impeach any individual. He said that they cannot make the qualifications retroactive to his election.

Councillor Brian Mahern asked what the possibility of financial liability is if this action is found unconstitutional. Mr. Elrod said that the legislature has directed the Council to take this action and that is more of a liability. The argument that they are reducing his compensation is not valid, as once the Coroner passes certification, he will receive his back pay. Councillor Mahern said that there seems to be fierce disagreement over the financial liability for the county. Mr. Elrod said that there is also the possibility of legal action against the Council for not taking action. He said that he does not believe the Coroner would have any claim in a lawsuit, and actually, the citizens and taxpayers could file a claim against the Council for not following statute.

Councillor Evans said that it is not right to change the rules in the middle of a term and this is a position that deals with loved ones, and he feels the Coroner is qualified for this position.

Councillor Bateman said that it is not right to ask the Coroner to continue to perform the duties of the Coroner while not paying him.

Councillor Gray moved, seconded by Councillor Bateman, to return Proposal No. 82, 2008 to committee in order to ask the Attorney General for a ruling on this issue.

Councillor Brian Mahern said that he has reservations and there are enough doubts in his mind to ask for that opinion.

Councillor Brown asked if Dr. Ackles has until August to pass this certification. Councillor Pfisterer said that the deadline to pass the certification tests has passed. He can take the test at any time with two-weeks' notice. She said that he has already passed seven portions of the test and there is not much left to complete the certification.

Councillor Oliver said that he supports the motion to return to committee. He said he believes the Council would have liability if they do not pay him, and he takes them to court. Mr. Elrod said that anyone can take anyone to court, but he does not believe that such a case would succeed. He said that the Coroner is in violation of state law. Councillor Oliver said that they are requiring him to do his job yet not paying him. Mr. Elrod said that the Deputy Coroner said that the Coroner is not currently doing death supervisions, and therefore he may not be performing his duties. Councillor Oliver said that he is still charged with supervising the agency's work. Mr.

Elrod said that he is not sure what the Coroner is doing, as he has not appeared before the Council to speak to the issue.

The motion to return Proposal No. 82, 2008 to committee failed on the following roll call vote; viz:

12 YEAS: Bateman, Brown, Evans, Gray, MahernB, MahernD, Moriarty Adams, Nytes, Oliver, Pryor, Sanders, Smith

16 NAYS: Cain, Cardwell, Cockrum, Coleman, Day, Hunter, Lutz, Malone, Mansfield, McHenry, McQuillen, Pfisterer, Plowman, Scales, Speedy, Vaughn

President Cockrum passed the gavel to Vice President Smith.

Councillor Cockrum said that he received a letter that 14 have passed the test, including six full-time deputy cornoers and 4 part-time deputies, with two on duty 24 hours a day, seven days a week. He said that just because the individual is elected does not mean the work will not get done without him. He said that he spoke with the Coroner, and he sees his job as a part-time supervisor and views himself as not qualified to be Coroner or Deputy Coroner.

Vice President Smith returned the gavel to President Cockrum.

Councillor Moriarty Adams said that saying the Coroner is not complying because of constitutionality issues does not make sense, when he has passed seven of the ten portions of the test. If he had issues with the constitutionality, he would not have attempted any portion of the test it seems. Mr. Elrod said that he has had nine months to file a suit against constitutionality of the law, and he has not done so.

Councillor Cain moved, seconded by Councillor Smith, to call the previous question and end debate. The motion carried on the following roll call vote; viz:

21 YEAS: Cain, Cardwell, Cockrum, Coleman, Day, Hunter, Lutz, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn

7 NAYS: Bateman, Brown, Evans, Gray, MahernB, MahernD, Oliver

Councillor Pfisterer moved, seconded by Councillor Vaughn, for adoption. Proposal No. 82, 2008 was adopted on the following roll call vote; viz:

20 YEAS: Cain, Cardwell, Cockrum, Coleman, Day, Evans, Hunter, Lutz, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Pfisterer, Plowman, Scales, Smith, Speedy, Vaughn

8 NAYS: Bateman, Brown, Gray, MahernB, MahernD, Oliver, Pryor, Sanders

Proposal No. 82, 2008 was retitled COUNCIL RESOLUTION NO. 56, 2008, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 56, 2008

A PROPOSAL FOR A COUNCIL RESOLUTION directing the County Auditor to withhold the paychecks of the Coroner until he receives certification by the Indiana State Coroners Training Board.

WHEREAS, IC 36-2-14-23 requires that coroners successfully complete training courses offered by the Indiana State Coroners Training Board; and

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WHEREAS, the Executive Director of the Indiana State Coroners Training Board has notified the City-County Council that the Coroner of Marion County, Dr. Kenneth Ackles, has not completed the requirements for certification and is in violation of Indiana law; and

WHEREAS, IC 36-2-14-23(e) directs the City-County Council to order the County Auditor to withhold the paychecks of the coroner if he does not present a certificate or other evidence of successfully completing the required training, unless such failure is due to unusual circumstances and they are making reasonable progress under those circumstances toward completing the training; and

WHEREAS, the City-County Council is not aware of any unusual circumstances that would excuse the coroner from having completed the requirements for certification, now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds that Coroner Dr. Kenneth Ackles has failed to successfully complete the training course offered by the Indiana State Coroners Training Board as required by law, that such failures are not the result of unusual circumstances and that withholding the paychecks as required by law would not be unjust.

SECTION 2. The Auditor of Marion County is hereby ordered to withhold the paychecks of Dr. Kenneth Ackles until such time as he may have satisfied the training requirement of IC 36-2-14-23 and then to release the paychecks due him when he has satisfied those training requirements.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Hunter reported that the Public Works Committee heard Proposal Nos. 95-99, 2008 on March 13, 2008. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 95, 2008. The proposal, sponsored by Councillors Vaughn and Moriarty Adams, establishes that the City-County Council is interested in making the purchase of specified land owned by Indianapolis Art Center which is necessary for the construction of a flood damage reduction project. PROPOSAL NO. 96, 2008. The proposal, sponsored by Councillors Vaughn and Moriarty Adams, establishes that the City-County Council is interested in making the purchase of specified land owned by Birch Tree, LLC which is necessary for the construction of a flood damage reduction project. PROPOSAL NO. 97, 2008. The proposal, sponsored by Councillors Vaughn and Moriarty Adams, establishes that the City-County Council is interested in making the purchase of specified land owned by The Riviera Club, Inc. which is necessary for the construction of a sanitary sewer project. PROPOSAL NO. 98, 2008. The proposal, sponsored by Councillors Vaughn and Moriarty Adams, establishes that the City-County Council is interested in making the purchase of specified land owned by Edgewater Apartments Partnership which is necessary for the construction of a flood damage reduction project. PROPOSAL NO. 99, 2008. The proposal, sponsored by Councillors Vaughn and Moriarty Adams, establishes that the City-County Council is interested in making the purchase of specified land owned by Optimist Club of North Side Indianapolis which is necessary for the construction of a flood damage reduction project. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Hunter moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 95-99, 2008 were adopted on the following roll call vote; viz:

28 YEAS: Bateman, Brown, Cain, Cardwell, Cockrum, Coleman, Day, Evans, Gray, Hunter, Lutz, MahernB, MahernD, Malone, Mansfield, McHenry, McQuillen, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Sanders, Scales, Smith, Speedy, Vaughn
0 NAYS:

Proposal No. 95, 2007 was retitled GENERAL RESOLUTION NO. 1, 2007, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 2008

A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana, ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-10.5-1, et seq; and

WHEREAS, pursuant to IC 36-1-10.5-5 the City of Indianapolis may purchase land only after the City-County Council passes a resolution to the effect that the City-County Council is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase fee simple, perpetual flood protection levee easements, and temporary work/storage area easements upon a particular parcel of real estate located in Marion County, which are described in Exhibit "A", and shown in Exhibit "B", which are attached hereto and incorporated herein, ("Real Estate Easements"); and

WHEREAS, the project for which these easements are being obtained is designed to provide flood damage reduction and levee construction that will protect and remove approximately 1400 properties from the 100-year floodplain; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate Easements and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate Easements; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby establishes that the City-County Council has an interest in acquiring the Real Estate Easements described in Exhibit "A" (a copy of which is attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66 the Real Estate is owned by Indianapolis Art Center, Inc., through a Warranty Deed which was recorded in the office of the Marion County Recorder as Instrument Number 86-3613 (as Indianapolis Art League Foundation, Inc.) and Commitments Concerning The Use Or Development Of Real Estate Made In Connection With A Rezoning Of Property Or Plan Approval, which were recorded as Instrument Number 95-0010785 (as Indianapolis Art Center, Inc.) and verified by the Indiana Secretary of State.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 96, 2007 was retitled GENERAL RESOLUTION NO. 2, 2007, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 2008

A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana, ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-10.5-1, et seq; and

WHEREAS, pursuant to IC 36-1-10.5-5 the City of Indianapolis may purchase land only after the City-County Council passes a resolution to the effect that the City-County Council is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase fee simple, utility and/or pipeline easements, perpetual flood protection levee easements, and/or temporary work/storage area easements upon a particular parcel of real estate located in Marion County, which are described in Exhibit "A", and shown in Exhibit "B", which are attached hereto and incorporated herein, ("Real Estate Easements"); and

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WHEREAS, the project for which these easements are being obtained is designed to provide flood damage reduction and levee construction that will protect and remove approximately 1400 properties from the 100-year floodplain; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate Easements and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate Easements; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby establishes that the City-County Council has an interest in acquiring the Real Estate Easements described in Exhibit "A" (a copy of which is attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66 the Real Estate is owned by Birch Tree, LLC, through a Limited Warranty Deed which was recorded in the office of the Marion County Recorder as Instrument Number 2006-0117388.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 97, 2007 was retitled GENERAL RESOLUTION NO. 3, 2007, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 2008

A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana, ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-10.5-1, et seq; and

WHEREAS, pursuant to IC 36-1-10.5-5 the City of Indianapolis may purchase land only after the City-County Council passes a resolution to the effect that the City-County Council is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase permanent sanitary sewer easements and/or temporary work/storage area easements upon a particular parcel of real estate located in Marion County, which are described in Exhibit "A", and shown in Exhibit "B", which are attached hereto and incorporated herein, ("Real Estate Easements"); and

WHEREAS, the project for which these easements are being obtained is designed to re-route Combined Sewer Overflow (CSO) #205 to Lift Station #507 by the construction of an 840-foot sewer line; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate Easements and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate Easements; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby establishes that the City-County Council has an interest in acquiring the Real Estate Easements described in Exhibit "A" (a copy of which is attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66 the Real Estate is owned by The Riviera Club, Inc., through deeds which were recorded in the office of the Marion County Recorder as Deed Record 1501, Pg 123-124, Deed Record 1562, Pg 754-757, and Instrument Number 70-48834.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 98, 2007 was retitled GENERAL RESOLUTION NO. 4, 2007, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 2008

A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana, ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-10.5-1, et seq; and

WHEREAS, pursuant to IC 36-1-10.5-5 the City of Indianapolis may purchase land only after the City-County Council passes a resolution to the effect that the City-County Council is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase fee simple, perpetual flood protection levee easements, and temporary work/storage area easements upon a particular parcel of real estate located in Marion County, which are described in Exhibit "A", and shown in Exhibit "B", which are attached hereto and incorporated herein, ("Real Estate Easements"); and

WHEREAS, the project for which these easements are being obtained is designed to provide flood damage reduction and levee construction that will protect and remove approximately 1400 properties from the 100-year floodplain; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate Easements and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate Easements; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby establishes that the City-County Council has an interest in acquiring the Real Estate Easements described in Exhibit "A" (a copy of which is attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66 the Real Estate is owned by Edgewater Apartments Partnership, through Warranty Deeds which were recorded in the office of the Marion County Recorder as Instrument Numbers 75-18302 and 84-3440.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 99, 2007 was retitled GENERAL RESOLUTION NO. 5, 2007, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 2008

A GENERAL RESOLUTION establishing that the City-County Council of the City of Indianapolis and Marion County, Indiana, is interested in making the purchase of specified land.

WHEREAS, the City-County Council of the City of Indianapolis and Marion County, Indiana, ("City-County Council") is the fiscal body of the City of Indianapolis pursuant to IC 36-1-10.5-1, et seq; and

WHEREAS, pursuant to IC 36-1-10.5-5 the City of Indianapolis may purchase land only after the City-County Council passes a resolution to the effect that the City-County Council is interested in making a purchase of specified land; and

WHEREAS, the City of Indianapolis wishes to purchase fee simple, perpetual flood protection levee easements, and temporary work/storage area easements upon a particular parcel of real estate located in Marion County, which are described in Exhibit "A", and shown in Exhibit "B", which are attached hereto and incorporated herein, ("Real Estate Easements"); and

March 24, 2008

WHEREAS, the project for which these easements are being obtained is designed to provide flood damage reduction and levee construction that will protect and remove approximately 1400 properties from the 100-year floodplain; and

WHEREAS, the City-County Council, having considered the acquisition of the Real Estate Easements and being duly advised, finds that the City-County Council has an interest in acquiring the Real Estate Easements; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council hereby establishes that the City-County Council has an interest in acquiring the Real Estate Easements described in Exhibit "A" (a copy of which is attached to the official copy of the resolution on file with the Clerk of the Council).

SECTION 2. For purposes of Revised Code Sec. 151-66 the Real Estate is owned by Optimist Club of North Side Indianapolis, through a Deed which was recorded in the office of the Marion County Recorder as Deed Record 1694, Pg. 474, and through Special Ordinance No. 7, 1957.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

President Cockrum said that all of the background checks for those appointees introduced this evening have not yet been approved by the Committee on Committees, but they will be meeting next week and will have those clearances before the next meeting.

Councillor Pfisterer wished former Councillor Steve Talley well in recovering from surgery. She also invited all to attend the Thatcher Park Job Fair at 4649 W. Vermont this Friday from 10:00 a.m. to 2:00 p.m., where there will be 32 companies represented, with over 600 job openings.

Councillor Brown said that he would like to know if the passage of House Bill 1001 will have any affect on the City's financial situation. He said that it seems the bill assumes the liability for police pensions, and some welfare costs, and he wondered if this would result in a reduction in County Option Income Tax (COIT). He asked if there is a meeting scheduled to explain the effects of this bill on the City. President Cockrum said that they have had some discussions and he asked Councillor Pfisterer to consider scheduling such a discussion before the Administration and Finance Committee. Councillor Pfisterer said that she would be happy to do so.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Sanders stated that he had been asked to offer the following motion for adjournment by:

- (1) All Democrat Councillors in memory of Sean M. Murray ; and
- (2) All Councillors in memory of Dr. Dennis Nicholas; and
- (3) Councillor Moriarty Adams in memory of Bill Corder and Juanita McNulty; and
- (4) Councillor Cain in memory of Phil Stoerck; and
- (5) All Councillors in memory of Shirley Newman; and
- (6) All Councillors in memory of Jerome E. Forestal; and
- (7) Councillor Gray in memory of James Blackwell.

Councillor Sanders moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Sean M. Murray, Dr. Dennis Nicholas, Bill Corder, Juanita McNulty, Phil Stoerck, Shirley Newman, Jerome E. Forestal, and James Blackwell. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 24th day of March, 2008.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)